

Keithley, in view of U.S. Patent No. 6,049,781 to Forrest et al. and in view of U.S. Patent No. 5,893,091 to Hunt et al. and in view of U.S. Patent No. 6,157,943 to Meyer After a careful review of the claims (as amended), it has been concluded that the rejections are in error and the rejections are therefore traversed.

2. Claims 45-48 have been rejected under the judicially created doctrine of double patenting as being unpatentable over claims 21-24 of U.S. Patent No. 6,334,107. In response, a terminal disclaimer is included with this response.

3. Claims 25-48 have been finally rejected as being obvious over Apgar, IV in view of Keithley, Forrest et al., Hunt et al. and Meyer. In the Office Action of 2/26/03 (page 27), the Examiner asserts that the claims of the RCE (filed on 12/5/02) "are drawn to the same invention claimed in the earlier application and could have been finally rejected on the grounds and art of record in the next Office action if they had been entered in the earlier application . . . Accordingly, THIS ACTION IS MADE FINAL: even though it is a first action in this case".

It is noted in this regard that the Examiner would appear to be mistaken with regard to the scope of the amendment of 12/5/02. For example, claim 28 was limited in the amendment of 12/5/02 *inter alia* to "providing a website for use by the real

estate manager in managing the real estate unit; accessing a server by the real estate manager from a remote location through the website of the server provided for use by the real estate manager" and "embedding a subroutine within the webpage activated by selection of the option by the manager that composes a message identifying a computer program within the server associated with the selected option". However, it is noted in this regard that there is no requirement in claim 28 that the server associated with the selected option be the same server that provides the website for use by the real estate manager. As clearly stated by the MPEP "Inherent components of elements recited have antecedent basis in the recitation of the components themselves" (MPEP §2173.05(e)). Further, the specification and drawings describe numerous examples of structure that could perform the function of a server (e.g., CPUs 16, 18 of FIG. 1, file servers 24, 26, 28, 30 of FIG. 2, etc.)

Since claim 28 is not necessarily limited to a single server, the amendment of 12/5/02 broadened claim 28. Since claim 28 is now broader, the final rejection on the first office action (dated 2/26/03) is believed to be improper and should be withdrawn.

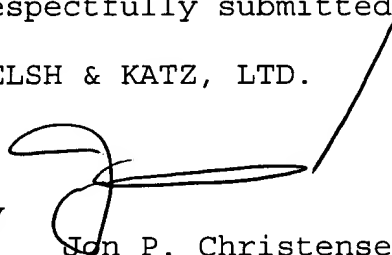
In addition, the limitation of "providing a website for use by the real estate manager in managing the real estate unit" does not necessarily mean that one website is provided for all real estate managers. Moreover, the presence of multiple file servers 24, 26, 28, 30 and multiple managers 12 in FIG. 2 plus the

necessity that each manager 12 retrieve an IP address of the website 24, suggests the possibility that each manager may be provided with his own exclusive website 24. As such, claim 28 is also broader with regard to the website provided for the real estate manager. Since claim 28 is now broader in scope in this additional aspect, the final rejection of 2/26/03 is believed to be improper and should be withdrawn.

4. In the Advisory Action of 4/24/03, the Examiner has acknowledged that (during the telephone interview of 4/23/03) applicant has raised significant issues for reconsideration. The applicant respectfully requests that the Examiner contact the undersigned attorney to discuss the issues raised above.

Respectfully submitted,
WELSH & KATZ, LTD.

By


Jon P. Christensen
Registration No. 34,137

May 12, 2003
WELSH & KATZ, LTD.
120 South Riverside Plaza
22nd Floor
Chicago, Illinois 60606
(312) 655-1500